

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: William J. Curatolo, et al. :

APPLICATION NO.: To Be Assigned : Examiner: To Be Assigned

FILING DATE: Herewith : Group Art Unit: To Be Assigned

TITLE: Method of Increasing the Bioavailability and :
Tissue Penetration of Azithromycin

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT
PURSUANT TO 37 C.F.R. § 1.97 ET SEQ.

Applicant(s) herein make(s) available to the U.S. Patent and Trademark Office a copy of PTO-FB-A820 which lists the references cited by the applicant(s), copies of which are enclosed.

The Examiner is requested to consider carefully the complete text of these references in connection with the examination of the above-identified application in accord with 37 C.F.R. § 1.104(a). It is believed the Examiner will concur with applicant's belief that the subject matter presently claimed is neither anticipated nor rendered obvious by the foregoing references.

It is requested that the references listed on the attached form PTO-FB-A820 be included in the "References Cited" portion of any patent issuing from this application (M.P.E.P. § 1302.12).

A prompt and favorable response is earnestly solicited.

Respectfully submitted,

Date: OCTOBER 17, 2003

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EXPRESS MAIL NO. EV 27281939US

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INFORMATION DISCLOSURE CITATION <i>(Use several sheets if necessary)</i>				ATTY. DOCKET NO. PC10805B				SERIAL NO. To Be Assigned			
				APPLICANT William J. Curatolo, et al.							
				FILING DATE Herewith				GROUP To Be Assigned			

U.S. PATENT DOCUMENTS													
EXAMINER INITIAL		DOCUMENT NUMBER							DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	US	6	0	0	4	9	2	7	21 Dec 99	Benet et al.	514	9	
	US	5	5	6	7	5	9	2	22 Oct 96	Benet et al.	435	7.21	
	US	5	6	1	6	5	9	3	1 April 97	Patel et al.	514	321	
	US	4	5	1	7	3	5	9	14 May 85	Kobrehel et al	536	7.4	
	US	4	4	7	4	7	6	8	2 Oct 84	Bright	424	180	

FOREIGN PATENT DOCUMENTS														
DOCUMENT NUMBER									DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
													YES	NO
	WO	9	5	2	0	9	8	0	10 Aug 95	International	A61K	45/06		
	WO	9	9	3	9	7	3	1	12 Aug 99	International	A61K	38/27		
	EP	0	9	2	5	7	8	9	30 June 99	EPO	A61K	31/70		
	CN	1	2	2	3	1	1	6	14 Jan 98		A61K	31/70		X

OTHER DOCUMENTS <i>(Including Author, Title, Date, Pertinent Pages, Etc.)</i>			
			Carlos Cordon-Cardo, Proc. Natl. Acad. Sci, 86, 1989, 695-698
			Shiyin Yee, Pharmaceutical Research, vol. 14, no. 6, 1997, pgs 763-766
			Database WPI Section Ch. Week 199947, Derwent Pub. AN 1999-551717 (XP 002171386)
			Amsden, et al., J. Clin Pharmacol, 2000, 40, pgs 1522-1527
			Oleske, Pediatrics, vol. 102, no. 4 II, 1998, pgs 1005-1062

EXAMINER	DATE CONSIDERED
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